IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE ACTING CHIEF JUSTICE MR.K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

MONDAY, THE 2ND APRIL 2007 / 12TH CHAITHRA 1929

WA.No. 873 of 2007()

AGAINST THE JUDGEMENT/ORDER IN WPC.33204/2006 Dated 08/03/2007
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APPELLANT/PETITIONER

SHAJU ANTONY,S/O.N.C.ANTONY,
NEELANKAVIL HOUSE,LOURDUPURAM,THRISSUR.

BY ADV. SRI.G.SREEKUMAR (CHELUR)

RESPONDENTS:
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1. **THE ASSISTANT GENERAL MANAGER,**
   STATE BANK OF TRAVANCORE,REGIONAL OFFICE,THRISSUR.

2. **THE CHIEF MANAGER,**
   STATE BANK OF TRAVANCORE,AGRICULTURAL DEVELOPMENT BRANCH,THRISSUR.

3. **THE BRANCH MANAGER,STATE BANK OF TRAVANCORE,AGRICULTURAL DEVELOPMENT BRANCH, THRISSUR.**

4. **A.J.SIMON,ARANGASSERY HOUSE,CHELAT LANE, THRISSUR.**

5. **PHILIP MULAKKARAN,MULAKKARAN HOUSE, PANCHIKKAL,AYYANTHOLOE,THRISSUR.**

BY ADV. SRI.K.P.DANDAPANI (SR.)
SRI. M.PATHROS MATHAI (SR) – R1 TO R3

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 02/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S. RADHAKRISHNAN, AG.C.J. & M.N. KRISHNAN,J.

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W.A. NO. 873 OF 2007

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Dated this the 2nd day of April, 2007.

J U D G M E N T

Radhakrishnan, Ag.C.J.

We do not find any infirmity in the findings of the learned Single Judge to be interfered by us. We are informed that the sale dated 25.8.06 was confirmed in the name of 4th respondent. Learned counsel for the respondent further submitted that though an amount of Rs.11 lakhs was paid that was towards the house loan advance to the father of the appellant and that was closed. No effort has been taken by the appellant to pay off the amount due from him and for which securitization steps have been initiated. Since the sale has been confirmed in favour of the 4th respondent, we do not find any reason to take a different view from that of the learned Single Judge. Thus, the appeal lacks merit and it is dismissed.

K.S. RADHAKRISHNAN,
ACTING CHIEF JUSTICE.

M.N. KRISHNAN, JUDGE.

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